

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
LEXINGTON INSURANCE COMPANY and TRAVELERS  
PROPERTY CASUALTY COMPANY OF AMERICA as  
subrogees of Jones Lang LaSalle Management Services, Inc.,

Case No.: 07 CIV 9737  
(GBD (THK))

Plaintiffs,

-against-

**ANSWER TO  
CROSS-CLAIMS**

LOCHINVAR CORPORATION, AMBASSADOR  
CONSTRUCTION CO., INC., F. DIGIACOMO & SONS,  
INC., S. DIGIACOMO & SON, INC. and MANHATTAN  
MECHANICAL SERVICE, INC.

Defendants.

-----X

Defendant, **S. DiGiacomo & Son, Inc.**, by its attorneys, FRENCH & RAFTER, LLP,  
as and for its Answer to Defendant **Ambassador Construction Co., Inc.**'s Cross-Claims, alleges as  
follows:

**AS AND FOR A RESPONSE TO THE FIRST CAUSE OF ACTION**

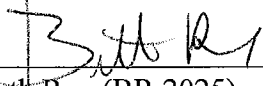
1. Denies the allegations contained in paragraphs designated "56", "57", "58", "59", and  
"60".

**WHEREFORE**, Defendant **S. DiGiacomo & Son, Inc.** demands judgment  
dismissing the Cross-Claim of Defendant **Ambassador Construction Co., Inc.**'s together with the  
costs and disbursements of this action.

Dated: New York, New York  
May 29, 2008

Yours, etc.,  
FRENCH & RAFTER, LLP

BY:

  
Beth Rex (BR 2025)

Attorneys for Defendant  
**S. DiGiacomo & Son, Inc.**  
29 Broadway, 27<sup>th</sup> Floor  
New York, New York 10006  
(212) 797-3544  
File No.: 8400.1147

TO:

Michael B. Golden (MG-0633)  
Robinson & Cole, LLP  
Attorneys for Plaintiffs  
885 Third Avenue, Suite 2800  
New York, New York 10022  
(212) 451-2900

Matthew Rice, Esq.  
Attorneys for Defendant  
**Ambassador Construction Co., Inc.**  
205 Lexington Avenue, 4<sup>th</sup> Floor  
New York, New York 10016  
(212) 679-7007

Roland T. Koke, Esq.  
Attorneys for Defendant  
**Lochinvar Corporation**  
202 Mamaroneck Avenue  
White Plains, New York 10601  
(914) 681-0444

Abrams Gorelick Friedman & Jacobson, P.C.  
Attorneys for Defendant  
**Manhattan Mechanical Services, Inc.**  
One Battery Park Plaza, 4<sup>th</sup> Floor  
New York, New York 10004